

1-1 By: Wilson (Senate Sponsor - Schwertner) H.B. No. 1281
 1-2 (In the Senate - Received from the House April 28, 2021;
 1-3 May 6, 2021, read first time and referred to Committee on
 1-4 Administration; May 20, 2021, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
 1-6 May 20, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			
1-15			X	

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 1281 By: Schwertner

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the operation of golf carts in certain areas.
 1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-21 SECTION 1. Section 551.403, Transportation Code, is amended
 1-22 to read as follows:
 1-23 Sec. 551.403. OPERATION AUTHORIZED IN CERTAIN AREAS. (a) An
 1-24 operator may operate a golf cart:
 1-25 (1) in a master planned community:
 1-26 (A) that is a residential subdivision as defined
 1-27 by Section 209.002(9), Property Code, or has in place a uniform set
 1-28 of restrictive covenants; and
 1-29 (B) for which a county or municipality has
 1-30 approved one or more plats ~~[a plat]~~;
 1-31 (2) on a public or private beach that is open to
 1-32 vehicular traffic; or
 1-33 (3) on a highway for which the posted speed limit is
 1-34 not more than 35 miles per hour, if the golf cart is operated:
 1-35 (A) during the daytime; and
 1-36 (B) not more than five ~~[two]~~ miles from the
 1-37 location where the golf cart is usually parked and for
 1-38 transportation to or from a golf course.
 1-39 (b) Notwithstanding Section 551.402(b), a person may
 1-40 operate a golf cart in a master planned community described by
 1-41 Subsection (a) without a golf cart license plate on a highway for
 1-42 which the posted speed limit is not more than 35 miles per hour,
 1-43 including through an intersection of a highway for which the posted
 1-44 speed limit is more than 35 miles per hour.
 1-45 SECTION 2. Section 551.4031, Transportation Code, is
 1-46 amended to read as follows:
 1-47 Sec. 551.4031. PROHIBITION OF OPERATION ON HIGHWAY BY
 1-48 MUNICIPALITY, COUNTY, OR DEPARTMENT. (a) A county or municipality
 1-49 may prohibit the operation of a golf cart on a highway under Section
 1-50 551.403 ~~[551.404]~~ if the governing body of the county or
 1-51 municipality determines that the prohibition is necessary in the
 1-52 interest of safety.
 1-53 (b) The Texas Department of Transportation may prohibit the
 1-54 operation of a golf cart on a highway under Section 551.403
 1-55 ~~[551.404]~~ if the department determines that the prohibition is
 1-56 necessary in the interest of safety.
 1-57 SECTION 3. This Act takes effect immediately if it receives
 1-58 a vote of two-thirds of all the members elected to each house, as
 1-59 provided by Section 39, Article III, Texas Constitution. If this
 1-60 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2021.

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